

HONORABLE STEPHEN JOHNSON, CALENDAR FOR TUESDAY, JANUARY 5, 2016, AT 9:55 A.M.

Courtroom: 3099

Courtroom Deputy: Tanya Bracegirdle

Court Recorder: Katie Rose

Law Clerk: Laurent Chen

**SEE ATTACHED CHAPTER 13
UNCONTESTED/CONTESTED
CONFIRMATION**

UNCONTESTED CALENDAR – CONFIRMATION ADVANCED PER RESOLUTION

JUDGE JOHNSON – January 5, 2016 at 9:55 a.m.

**With respect to the following cases, objections were filed and subsequently withdrawn;
therefore, the Court confirms the following cases:**

The following cases shall be **CONFIRMED**:

- | | |
|--|-----------------------------|
| 1. JACK & JAMIE WILLIAMS
15-51086 SLJ | ATTY – SAGARIA |
| 2. STACY HOLT
15-51511 SLJ | ATTY – GOLD & HAMMES |
| 3. NIDIA GAONA
15-51680 SLJ | ATTY – NICHANI |
| 4. RAFAEL MORALES & SONIA AVITIA
15-52382 SLJ | ATTY – BOONE |
| 5. PETER & JULIE DURAN
15-52592 SLJ | ATTY – BOONE |
| 6. ARACELY VILLARREAL
15-52889 SLJ | ATTY – LETONA |
| 7. KARLENA POSADA
15-52897 SLJ | ATTY – BOONE |
| 8. JOHN & RITA SALSED0
15-53301 SLJ | ATTY – DOUGHERTY & GUENTHER |

The Court has determined that it is in the best interests of creditors and the estates to hold the Confirmation Hearings earlier than 21 days after the meetings of creditors. No objections to the earlier hearings have been filed; therefore, the following plans are either confirmed or placed on the Trustee's Pending List:

**INITIAL CONFIRMATION CALENDAR FOR CASES
WITH NO OUTSTANDING OBJECTIONS**

JUDGE JOHNSON – January 5, 2016 at 9:55 a.m.

The following cases shall be **CONFIRMED**:

- | | |
|---|-----------------|
| 9. JEAN CLARIN-PADILLA
15-5-3317 SLJ | ATTY – MOORE |
| 10. MIGUEL ROBLES
15-5-3331 SLJ | ATTY – MAYDANIK |
| 11. PAUL CANO
15-5-3338 SLJ | ATTY – MAYDANIK |
| 12. ERLINDA CABEBE
15-5-3382 SLJ | ATTY – BOONE |
| 13. YSENA PIMENTEL
15-5-3387 SLJ | ATTY – POLON |
| 14. MARIANA LAZAROVCI
15-5-3399 SLJ | ATTY – FULLER |
| 15. EODULFO & ESMERENCIANA
CAYABYAB
15-5-3405 SLJ | ATTY – BROOKS |
| 16. CHERYL BLANK
15-5-3429 SLJ | ATTY – FULLER |

17. SEAN & RENEE JOHNSON
15-5-3430 SLJ

ATTY – FULLER

18. JOSEPH MEGILL
15-5-3433 SLJ

ATTY – MOORE

19. ROSTY BELTRAN
15-5-3497 SLJ

ATTY – BOONE

20. DANIEL & CHRISTINE JACKSON
15-5-3510 SLJ

ATTY – GOLD & HAMMES

21. KENNETH FOSTER
15-5-3528 SLJ

ATTY – MOORE

**INITIAL CONFIRMATION CALENDAR FOR POST BANKRUPTCY REFORM
ACT CASES WITH OUTSTANDING OBJECTIONS**

JUDGE JOHNSON – January 5, 2016 at 9:55 a.m.

From: 341 MEETING OF CREDITORS, December 7; 9; 14; 16; 18 & 21 2015

TO BE PLACED ON TRUSTEE’S PENDING LIST:

22. COLLETTE BETTERS 15-5-3305 SLJ	ATTY – LUU OBJECTION BY – TRUSTEE
23. KRISTAL FIELDS 15-5-3307 SLJ	ATTY – WENG OBJECTION BY – TRUSTEE
24. YEN MAI & TRAC BUI 15-5-3309 SLJ	ATTY – CABANAYAN OBJECTION BY – TRUSTEE
25. DAVID TOSCANO 15-5-3329 SLJ	ATTY – BOONE OBJECTION BY – TRUSTEE
26. JOSE & MARTHA FIERROS 15-5-3341 SLJ	ATTY – PRO SE OBJECTION BY - TRUSTEE
27. PEDRO & NICOLE IBARRA 15-5-3348 SLJ	ATTY – SADRI & KANDEL OBJECTION BY – TRUSTEE
28. NOE SOSA 15-5-3352 SLJ	ATTY – ZERBINI OBJECTION BY – TRUSTEE
29. MARIA MARTINEZ 15-5-3367 SLJ	ATTY – EVANS OBJECTION BY – TRUSTEE

30. ELIZABETH MILLER 15-5-3395 SLJ	ATTY – SCHEIN & CAI OBJECTION BY – TRUSTEE & SANTA CLARA COUNTY FEDERAL CREDIT UNION
31. BETTY HOYLE 15-5-3401 SLJ	ATTY – BOONE OBJECTION BY – TRUSTEE
32. OPRAH REEVES 15-5-3408 SLJ	ATTY – ERICKSEN OBJECTION BY – TRUSTEE
33. MARIA MARTINEZ 15-5-3445 SLJ	ATTY – CENTRAL COAST OBJECTION BY – TRUSTEE & NATIONSTAR MORTGAGE
34. DAVID REGO & HEATHER FERRICK 15-5-3453 SLJ	ATTY – SAGARIA OBJECTION BY – TRUSTEE & MISSION CITY FEDERAL CREDIT UNION
35. PAMELA PRESTON 15-5-3469 SLJ	ATTY – GREENE OBJECTION BY – TRUSTEE & CAPITAL ONE AUTO FINANCE
36. NICK SALDIVAR III 15-5-3482 SLJ	ATTY – FARSAD OBJECTION BY – TRUSTEE
37. TEODORO & LORENA GUERRERO 15-5-3485 SLJ	ATTY – CENTRA COAST OBJECTION BY – TRUSTEE, BANK OF NEW YORK MELLON & MATTISON GARDENS HOMEOWNERS ASSOCIATION
38. DONNA MCCRORY 15-5-3491 SLJ	ATTY – PRO SE OBJECTION BY – TRUSTEE
39. DENNIS & NANCY HOUGHTBY 15-5-3501 SLJ	ATTY – MORAN LAW OBJECTION BY – TRUSTEE
40. TINA JIMENEZ 15-5-3504 SLJ	ATTY – SHULMAN OBJECTION BY – DEUTSCHE BANK & BOSCO CREDIT LLC

41. NANCY VELAZQUEZ
15-5-3519 SLJ

ATTY – FULLER
OBJECTION BY – TRUSTEE, US BANK,
LONGVUE MORTGAGE CAPITAL & CAB
WEST LLC

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

Honorable Stephen L. Johnson

Tuesday, January 5, 2016

Current as of 12/23/2015 at 12:35 PM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

**280 S 1st Street
San Jose, CA 95113**

10:00 AM **10-62955** Francisco Valenzuela

Ch 13

Trustee: Derham-Burk

Moving: Brette L. Evans

Opposing:

Matter: **Motion for Order Allowing Sale of Residential Real Property Pursuant to U.S.C. §363(b) Filed by Debtor (70)**

1

***Order shortening time**

10:00 AM **13-53677** Robin Evan Fladeboe and

Ch 13

Linda Ruth Prosser

Trustee: Derham-Burk

Moving: Norma L. Hammes

Opposing:

Matter: **Motion for Order Allowing Sale of Real Property Filed by Debtor (70)**

2

***Order shortening time**

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

Honorable Stephen L. Johnson

Tuesday, January 5, 2016

Current as of 1/4/2016 at 2:23 PM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

**280 S 1st Street
San Jose, CA 95113**

10:30 AM **11-50843** Marina Julie Inocencio

Ch 13

Trustee: Derham-Burk

Moving: Katherine Gates Heidbrink

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

Matter: **Motion for Relief from Stay (Personal Property) re: 2011 Toyota Camry Filed by Consumer Portfolio Services, Inc. (39)**

1

10:30 AM **13-50520**

Koorosh Nehchiri and

Ch 13

Rania Manawel-Khoury Nehchiri

Trustee: Derham-Burk

Moving: Arnold L. Graff

Opposing:

Debtor or Plaintiff Attorney: Raeon Roulston

Matter: **Motion for Relief from Stay RS #MEL-031, Filed by Wells Fargo Bank, N.A. (48)**

2

10:30 AM **13-53278**

Victoria B. Tumbaga

Ch 13

Trustee: Derham-Burk

Moving: Austin P. Nagel

Opposing:

Debtor or Plaintiff Attorney: Lars T. Fuller

Matter: **Motion for Relief from Stay RS #APN-2790, Filed by Capital One Auto Finance, a division of Capital One, N.A. (86)**

3

***Statement of Non-Opposition filed by Debtor 12/22/15**

10:30 AM **14-50177** Desiree Martha Salguero
Ch 13
Trustee: Derham-Burk

Moving: Megan E. Lees

Opposing:

Debtor or Plaintiff Attorney: Norma L. Hammes

4

Matter: **a) Motion for Relief from Stay RS #MEL-026, Filed by WILMINGTON SAVINGS FUND SOCIETY (30)**

b) Opposition by Debtor (32)

Comment (fr 10/27, 12/1)

10:30 AM **15-50317** James C. Pitre
Ch 13
Trustee: Derham-Burk

Moving: Megan E. Lees

Opposing:

Debtor or Plaintiff Attorney: David S. Henshaw

5

Matter: **Motion for Relief from Stay RS #MEL-027, Filed by WILMINGTON SAVINGS FUND SOCIETY (25)**

***Off calendar per Stipulated AP) 1/4/16**

Comment (fr 11/10)

10:30 AM **15-50496** Harold R. Tippet
Ch 13
Trustee: Derham-Burk

Moving: Melissa A. Vermillion

Opposing:

Debtor or Plaintiff Attorney: Cathleen Cooper Moran

6

Matter: **a) Motion for Relief from Stay & from Co-Debtor Stay RS #LSR-1012, Filed by Wilmington Savings Fund Society, FSB (39)**

b) Opposition by Debtor (43)

Comment (fr 9/15, 10/27)

10:30 AM **15-50530** Arthur Mrozowski
Ch 13
Trustee: Derham-Burk

Moving: Megan E. Lees

Opposing:

Debtor or Plaintiff Attorney: Gary Paul

Matter: **a) Motion for Relief from Stay & Co-Debtor Stay RS #MEL-021, Filed by Wells Fargo Bank N.A. (40)**

b) Opposition by Debtor (43)

***Dismissed 10/27/15**

Comment (fr 9/15, 10/27)

10:30 AM **15-50644** Juan Carlos Castaneda
Ch 13
Trustee: Derham-Burk

Moving: Asya Landa

Opposing:

Debtor or Plaintiff Attorney: James Jingming Cai

Matter: **Motion for Relief from Stay RS #LSR 1065 and from Co-Debtor Stay and In Rem Relief Filed by The Bank of New York Mellon (26)**

***Dismissed 12/18/15**

10:30 AM **15-50671** Teresa M. Fernando
Ch 13
Trustee: Derham-Burk

Moving: Austin P. Nagel

Opposing:

Debtor or Plaintiff Attorney: Jason Honaker

Matter: **Motion for Relief from Stay RS #APN-2787 Against Debtor & Against a Non-Filing Co-Debtor Filed by Wells Fargo Bank, N.A. (32)**

***Statement of Non-Opposition filed by Debtor 12/30/15**

10:30 AM **15-51239** Te Phat Tu and
Ch 13 May Tu
Trustee: Derham-Burk

Moving: Halie Leonard

Opposing:

Debtor or Plaintiff Attorney: Victoria Maydanik

Matter: **Motion for Relief from Stay RS #LSR 1058, Filed by U.S. Bank N.A., et al (34)**

***Stipulation for AP fld 1/4 - awaiting signed order**

Comment (fr 12/8)

7

8

9

10

10:30 AM **15-52086** Elyse Gayle Weiland
Ch 13
Trustee: Derham-Burk

Moving: Jennifer Muse

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

Matter: **Motion for Relief from Automatic Stay RS #AMC-002, Filed by Central Mortgage Company (26)**

11

10:30 AM **15-52675** Dung N. Do
Ch 13
Trustee: Derham-Burk

Moving: Brian H. Tran

Opposing:

Debtor or Plaintiff Attorney: Marc Voisenat

Matter: **Motion for Relief from Stay (Real Property) regarding Property located at 6522 Clifford Drive, Cupertino, California 95014 RS #BHT-1518, Filed by The Bank of New York Mellon (32)**

12

***Off calendar per Stipulated APO 12/30/15**

Comment (fr 12/8)

10:30 AM **15-52783** Connie Elizabeth Contreras
Ch 13
Trustee: Derham-Burk

Moving: Marisol A. Nagata

Opposing:

Debtor or Plaintiff Attorney: Kristy A. Hernandez

Matter: **Motion for Relief from Stay RS #EAT-1574, Filed by U.S. Bank N.A. (24)**

13

***Off calendar per Stipulated APO 12/15/15**

Comment (fr 12/8)

10:30 AM **15-53184** Jamie Lynn Redmond
Ch 13
Trustee: Derham-Burk

Moving: Puneet K. Singh

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: **a) Motion for Relief from Stay RS #PS-1, Filed by Parrish Estate Company, L.P. (30)**

14

b) Opposition by Debtor (38)

10:30 AM	15-53292	Darrell Fears	
	Ch 13		
	Trustee: Derham-Burk		
Moving:	Reilly Wilkinson		
Opposing:			
Debtor or Plaintiff Attorney:	Lars T. Fuller		
Matter:	Motion for Relief from Stay RS #RDW-711 and from Co-Debtor Stay Filed by CAM VII TRUST (18)		15
<hr/>			
10:30 AM	15-53599	Hector Badillo	
	Ch 13		
	Trustee: Derham-Burk		
Moving:	Michael J. Tunink		
Opposing:	Dana M. Douglas		
Debtor or Plaintiff Attorney:	Jason Vogelpohl		
Matter:	a) Motion for Relief from Stay RS #MJT-101, Filed by Reed Geisreiter (14) b) Opposition by Jason Vogelpohl (27) c) Opposition by Satish Shetty (29)		16
<hr/>			
10:30 AM	15-53865	David Cornell Lagway	
	Ch 13		
	Trustee: Derham-Burk		
Moving:			
Opposing:			
Debtor or Plaintiff Attorney:	David A. Boone		
Matter:	Motion to Impose Automatic Stay As to All Creditors Filed by Debtor (8)		17
<hr/>			
10:30 AM	15-53902	Margaret Wiese	
	Ch 13		
	Trustee: Derham-Burk		
Moving:			
Opposing:			
Debtor or Plaintiff Attorney:	Michael K. Mehr		
Matter:	Motion For Extension of Automatic Stay Filed by Debtor (6)		18
<hr/>			
10:30 AM	15-53918	Ngoc Thai	
	Ch 13		
	Trustee: Derham-Burk		
Moving:			
Opposing:			
Debtor or Plaintiff Attorney:	Teresa Thu Huong Nguyen		
Matter:	Motion to Impose Automatic Stay As to Secured Creditors Filed by Debtor (7)		19

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

Honorable Stephen L. Johnson

Tuesday, January 5, 2016

Current as of 12/28/2015 at 9:54 AM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

**280 S 1st Street
San Jose, CA 95113**

1:15 PM **15-05036** Howard v. PNC Bank National Association

† Ch 13

10-52527

Marsha Howard

Moving: Cathleen Cooper Moran

Opposing: Peter J. Van Zandt

Matter: **Pre-Trial Conference RE: Amended Complaint for Damages for Violation of the Automatic Stay;
Breach of Contract: Accounting; Violation of Confirmed Plan; Improper Mortgage Accounting
and Attorneys Fees (fr 12/9)**

Comment *Two day trial scheduled for 1/11 & 1/12/16

1

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

Honorable Stephen L. Johnson

Tuesday, January 5, 2016

Current as of 12/28/2015 at 9:57 AM

U.S. Courthouse and Federal Bldg.

280 S 1st Street

San Jose, CA 95113

San Jose Courtroom 3099

1:30 PM **15-05140** Huynh v. Huynh et al

† Ch 13

11-57856

Bong Huynh

Moving: Saman Taherian

Opposing: Stanley Friedman

Matter: [Motion for Summary Judgment as to Second Cause of Action Filed by Plaintiff \(5\)](#)

Comment *CMC scheduled for 1/28/15 at 2:00 p.m.

1

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

Honorable Stephen L. Johnson

Thursday, January 7, 2016

Current as of 1/6/2016 at 10:50 AM

U.S. Courthouse and Federal Bldg.

280 S 1st Street

San Jose, CA 95113

San Jose Courtroom 3099

10:00 AM **10-51793** Dep Thi Trieu
Ch 11

Moving: Michael Chinh Vu

Opposing:

Matter: [Status Conference \(3\) \(Last MOR 11/15\)](#)

1

[*Off calendar per Order of Dismissal 1/4/16](#)

Comment [\(fr 7/9\)](#)

10:00 AM **15-53689** Emad Ayyad
Ch 11

Moving:

Opposing:

Matter: [Status Conference \(6\)](#)

2

Comment [*OSC scheduled for 1/13/16 at 2:00 PM](#)

10:00 AM **15-53648** Centurion Venture Group, LLC
Ch 11

Moving: Jeffrey D. Schreiber

Opposing:

Matter: [Status Conference \(5\)](#)

3

10:00 AM **15-05164** Long v. Ditech Financial, LLC
† Ch 13
15-52125 Michael David Long

Moving: Brette L. Evans

Opposing:

Matter: [Application for Temporary Restraining Order and Injunctive Relief Filed by Debtor \(3\)](#)

4

Comment [*Order shortening time](#)

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

Honorable Stephen L. Johnson

Thursday, January 7, 2016

Current as of 1/4/2016 at 9:30 AM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

**280 S 1st Street
San Jose, CA 95113**

1:30 PM **15-50553** AQH, LLC
Ch 11

Moving: Matthew Jon Olson

Opposing:

Matter: **Hearing re The Disclosures in Proposed Combined Chapter 11 Plan of Reorganization and Disclosure Statement (Dated December 24, 2015) Filed by Debtor (159) (Last MOR 11/15)**

Shining Hsu for UST

Cheryl Rouse for Andrew Faris

Karl Schweikert for Riverbank Local Redevelopment Authority

Comment Status Conference scheduled for 2/4/16 at 10:00 a.m.

1:30 PM **15-50867** Michael Dewayne Richmond and
Ch 11 Yancie Marie Richmond

Moving: Charles B. Greene

Opposing: Raymond F. Moats III

Matter: **a) Status Conference (6) (Last MOR 11/15)**

b) Hearing re The Disclosures in Proposed Combined Plan of Reorganization and Disclosure Statement (Dated November 23, 2015) filed by Debtor (35)

c) Objection to Confirmation of Plan Filed by Bosco Credit, LLC (46)

1:30 PM **15-50868** Brilliant Instruments, Inc.
Ch 11

Moving: Lawrence A. Jacobson

Opposing:

Matter: **a) Status Conference (33) (Last MOR 11/15)**

b) Hearing re Approval of Disclosures in (Proposed) Combined Chapter 11 Plan of Reorganization and Disclosure Statement (Dated December 1, 2015) Filed by Debtor (73)

Thursday, January 7, 2016

† indicates associated main case data

Page 1

1:30 PM **15-50981** Evergreen Financial Group, L.P.
Ch 11

Moving: Jason Vogelpohl

Opposing: Brian L. Holman

4

Matter: a) Status Conference (5) (Last MOR 11/15)

b) Chapter 11 Plan of Reorganization , Disclosure Statement (Dated November 13, 2015) Filed by Debtor (58)

c) Ex Parte Motion to Extend Time Within Which Debtor Must Confirm Chaptre 11 Plan Filed by Debtor (60)

d) Opposition by City National Bank (61)

1:30 PM **15-51797** Harjinder S Ladhar and
Ch 11 Debo Ladhar

Moving: Scott J. Sagaria

Opposing:

5

Matter: Hearing on Confirmation of (Proposed) Combined Plan of Reorganization and Disclosure Statement (dated October 8, 2015) (46) (Last MOR 11/15)

1:30 PM **15-52210** Eric Thomas Peters and
Ch 11 Sherry Lynn Peters

Moving: Jason Vogelpohl

Opposing:

6

Matter: a) Status Conference (7) (Last MOR 11/15)

b) Hearing re Approval of Disclosures in (Proposed) Combined Chapter 11 Plan of Reorganization and Disclosure Statement (Dated December 1, 2015) Filed by Debtor (43)

1:30 PM **15-53562** Laura A. Gens
Ch 11

Moving: Lars T. Fuller

Opposing: Dean G. Rallis Jr.

7

Matter: a) Status Conference (8)

b) Hearing on Disclosure Statement Aspect of Proposed Combined Chapter 11 Plan of Reorganization and, Disclosure Statement dated Nov. 25, 2015 Filed by Debtor (17) (Last MOR 11/15)

c) Objection by Wells Fargo Bank (31)
